

MDL 1570 PLAINTIFFS' EXECUTIVE COMMITTEES

In re: Terrorist Attacks on September 11, 2001 (S.D.N.Y.)

Plaintiffs' Executive Committee for Personal Injury and Death Claims	Plaintiffs' Executive Committee for Commercial Claims
Ronald L. Motley (1944-2013) Jodi Westbrook Flowers / Donald A. Migliori, <i>Co-Chairs</i> MOTLEY RICE LLC James P. Kreindler, <i>Co-Chair</i> KREINDLER & KREINDLER LLP	Elliot R. Feldman, <i>Co-Chair</i> Sean Carter, <i>Co-Chair</i> COZEN O'CONNOR
Andrew J. Maloney III, <i>Co-Liaison Counsel</i> KREINDLER & KREINDLER LLP Robert T. Haefele, <i>Co-Liaison Counsel</i> MOTLEY RICE LLC	J. Scott Tarbutton, <i>Liaison Counsel</i> COZEN O'CONNOR

VIA ECF and FEDEX

October 25, 2017

The Honorable Sarah Netburn
 Thurgood Marshall U.S. Courthouse
 40 Foley Square, Room 430
 New York, NY 10007

Re: *In Re: Terrorist Attacks on September 11, 2001, 03 MDL 1570 (GBD) (SN)*

Dear Judge Netburn:

I write on behalf of the Plaintiffs Executive Committees (“PEC”) in response to your Order of October 24, 2017 (ECF No. 3765) in relation to the newly filed matter *Susanne Fraser, et al. v. Al Qaeda Islamic Army, et al.*, 17-CV-7317 (GBD)(SN) (“Fraser”).

In response to the Court’s Order of October 3, 2017 (ECF No 3740), and after conferring with other members of the PEC, I attempted to contact counsel of record for the *Fraser* Plaintiffs, leaving telephone messages. Mr. Robert Haefele, from Motley Rice, was also separately in touch with his office.

In response to the Court’s most recent order both Mr. Haefele and I again immediately attempted to contact counsel for the *Fraser* Plaintiffs by both telephone and by email.

On October 25, 2017 I had a lengthy telephone conversation with counsel for *Fraser* Plaintiff. Following that conversation, he advised that his intent is to withdraw his clients’ complaint, without prejudice, and that certain member firms of the PEC will prosecute the *Fraser* Plaintiffs’ case. I anticipate that the withdrawal papers will be quickly filed.

Respectfully submitted,

/s/ Jerry S. Goldman
 Jerry S. Goldman, Esq.
 ON BEHALF OF THE MDL 1570 PLAINTIFFS'
 EXECUTIVE COMMITTEES

cc: All counsel of record via ECF